

Appl. No.	:	10/669,180
Applicant	:	Glenn R. Fahrni, Jr. et al.
Filed	:	September 22, 2003
Title	:	BEARING ARRANGEMENT FOR A VEHICLE DIFFERENTIAL
TC/A.U.	:	3682
Examiner	:	Krause, Justin M.
Conf. No.	:	4088
Docket No.	:	TIMK 8694US

March 24, 2008

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

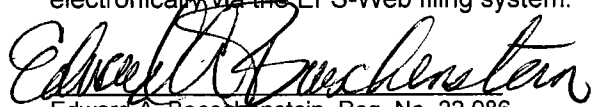
RESPONSE TO PATENT OFFICE COMMUNICATION

Sir:

This paper responds to the Supplemental Notice of Allowability dispatched by the Patent Office in connection with the above-designated patent application on March 17, 2008. That Supplemental Notice identifies a purported defect in the declaration submitted with the application when the application was filed on September 22, 2003.

In the Supplemental Notice the examiner remarks that the declaration filed with the application fails to identify the citizenship and the address of each of the several inventors. In reviewing the file of the application, it became apparent that the clerk who organized the application for submission to the Patent Office and actually sent it to the Patent Office intermingled papers from the declaration and assignment. The clerk attached the first page of the declaration to the second (signature) page of the assignment and the first page of the assignment

I hereby certify that this correspondence is being filed with the United States Patent and Trademark Office electronically via the EFS-Web filing system.


Edward A. Boeschstein, Reg. No. 22,986

March 24, 2008
Date

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to the second and third (signature) pages of the declaration. One can find the second and third pages of the declaration recorded with the assignment at Reel 014543/0894. Of course, the first page of the declaration is in the examiner's file. So the full declaration did reach the Patent Office on September 22, 2003, only the pages of the declaration and the assignment were mixed. In this regard, see the attached copy of the self-addressed post card bearing the Patent Office acknowledgement. It confirms that the Patent Office received the declaration and assignment – all the papers for a complete declaration – in a single mailing piece.

The declaration and the assignment with the papers of each together in the proper order are submitted herewith. Also, the assignment as recorded with papers from the declaration is likewise submitted herewith.

According to MPEP 602.01 in some cases a deficiency in an oath or declaration can be corrected by a supplemental paper without a new oath. This paper represents such a supplemental paper. It establishes that the Patent Office had the full declaration on September 22, 2003, and that the papers of the full declaration accompanied the application as a single filing. That should satisfy the requirements for the type of declaration prescribed by 35 USC 25, 115 and 37 CFR 1.63.

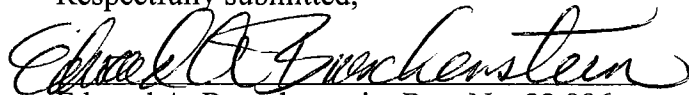
At the time this application was filed the so-called “application data sheet” did not exist. Since an application data sheet will seem to overcome the purported deficiency, applicants submit one herewith. Incidentally, all the information that the examiner found lacking in the original declaration appeared on the first page of the application, a copy of which is also submitted herewith – and the declaration confirmed that the information was correct. In effect,

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the application from the very outset contained the information now sought and the inventors verified that information under the declaration that they executed.

Acceptance of the correctly ordered declaration and application data sheet submitted herewith is respectfully requested. If the examiner holds the opinion that this submission does not meet the requirements of the Patent Office communication, the undersigned would appreciate a telephone call from the examiner.

Respectfully submitted,

A handwritten signature in cursive script, reading "Edward A. Boeschenstein".

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